

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Debra S. Stoddard,

Civil 09-1655 PJS/FLN

Plaintiff,

v.

O R D E R

Michael J. Astrue, Commissioner
of Social Security,

Defendant.

Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United States Magistrate Judge Franklin L. Noel dated August 6, 2010, all the files and records, and no objections having been filed to said Report and Recommendation,

IT IS HEREBY ORDERED that:

1. Plaintiff's Motion for Summary Judgment (#13) **is GRANTED IN PART AND DENIED IN PART;**
2. Defendant's Motion for Voluntary Remand (#23) **is GRANTED;**
3. This case is **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g) for further proceedings consistent with this decision;
4. The case is **DISMISSED WITH PREJUDICE.**

LET JUDGMENT BE ENTERED ACCORDINGLY.

DATED: 08/24, 2010.

s/Patrick J. Schiltz

Patrick J. Schiltz

United States District Judge